

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Confirmation No.: 1236

Akihiko YAMASHITA, et al.

Art Unit: 2676

Application No.: 09/147,094

Examiner: W. Sajous

Filed: October 27, 1998

Docket No.: 107355-08002

For:

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NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES AND PETITION FOR EXTENSION OF TIME

Mail Stop: AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Date: January 23, 2006

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Decision of the Primary Examiner dated <u>July 22, 2005</u> finally rejecting claims <u>1, 5 and 11</u>.

A timely response to the final rejection dated <u>November 23, 2005</u> has been filed.

The \$500.00 Appeal Fee is attached in our check no. 439687.

The shortened statutory period expiring on <u>January 22, 2006</u>, it is hereby requested that the period for response be extended for <u>three</u> months. Also included in our check no. <u>439666</u> is \$570.00 (the difference between a second and third by FC:1253 02.FC:1441 extension) as payment of the fee for a <u>third</u> month extension of time for filing this Notice of Appeal.

Me & Barton

Please charge any fee deficiency or credit any overpayment to our Deposit

Account No. 01-2300.

Respectfully submitted,

Rhonda L. Barton

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